

CITY COUNCIL, CITY OF LODI
CITY HALL COUNCIL CHAMBERS
JULY 19, 1967

A regular meeting of the City Council of the City of Lodi was held beginning at 8:05 p.m. of Wednesday, July 19, 1967 in the City Hall Council Chambers.

ROLL CALL Present: Councilmen Brown, Culbertson, Hunnell
Walton and Kirsten (Mayor)

Absent: Councilmen - None

Also present: City Manager Graves, Administrative Assistant Peterson, City Attorney Mullen and Planning Director Schroeder.

MINUTES On motion of Councilman Brown, Culbertson second, the Minutes of July 5, 1967 and July 12, 1967 were approved as written and mailed.

PRESENTATION OF CERTIFICATE

IDA L. RINN Mayor Kirsten presented a Certificate of Appreciation to Miss Ida L. Rinn in recognition of her services to the community for the past 25 years as a member of the Library Board of Trustees, expressing the gratitude and best wishes of the entire community. Miss Rinn thanked the Mayor and expressed her pleasure in having been able to serve on the Board.

PUBLIC HEARINGS

APPEAL - Notice thereof having been published in accordance with
SHELL OIL CO. law, Mayor Kirsten called for public hearing on the appeal of Shell Oil Company from the decision of the City Planning Commission which denied the Company's request for a use permit to erect a rotating sign at a proposed service station at the northwest corner of Lodi Avenue and Stockton Street. Planning Director Schroeder explained that since the sign ordinance has been in effect the Planning Commission has received five requests to erect revolving signs on Lodi Avenue of which four were rejected. The one request was allowed because it was to replace a sign which had been blown down during a wind storm.

Mr. Richard Viall, 1495 West Shaw Avenue, Fresno, representing Shell Oil Company, spoke on behalf of the appeal. There were no others in the audience who wished to speak for or against the appeal and the public portion of the hearing was closed. Councilman Walton moved that the appeal of Shell Oil Company from the decision of the City Planning Commission be denied. The motion was seconded by Councilman Brown. After discussion by the Council, the motion passed by the following vote:

Ayes: Councilmen Brown, Walton and Kirsten

Noes: Councilmen Culbertson and Hunnell

ANNEX
BORON ADDN
ORD. NO. 845
INTRODUCED

Notice thereof having been published in accordance with law, Mayor Kirsten called for hearing on the proposal to annex the Boron Addition, being 2.32 acres at the southeast corner of Kettleman and Cherokee Lanes. There was no one in the audience who wished to speak for or against the annexation and no communications concerning this matter. The public portion of the hearing

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was closed. On motion of Councilman Culbertson, Brown second, by unanimous vote the City Council introduced Ordinance No. 845 annexing the Boron Addition to the City of Lodi.

P-D DISTRICT
MINIMUM AREA

Notice thereof having been published in accordance with law, the Mayor called for hearing on the proposal of the Planning Commission to amend Section 27-9B of the City Code so as to reduce the minimum requirements for a P-D Planned Development District from five acres to two acres. Planning Director Schroeder gave the background of the recommendation. No one in the audience wished to speak on this matter and the public portion of the hearing was closed. After discussion, it was moved by Councilman Culbertson that the recommendation of the Planning Commission to lower the acreage requirement in a P-D zone from five acres to two acres be disapproved. The motion was seconded by Councilman Walton and carried with Councilman Brown voting no.

SPECIFIC PLAN
FOR LOWER
SACRAMENTO RD

Notice thereof having been published in accordance with law, the Mayor called for hearing on the proposal to establish a Specific Plan for the limitation of access by the use of frontage roads on Lower Sacramento Road between Lodi Avenue and Turner Road. There was no one in the audience who wished to speak for the proposal. Mr. Clint Hoellworth, 719 South Garfield, speaking for St. Peter's Lutheran Church, said he had made inquiries and was of the opinion that the frontage road should be eligible for gas tax funds as the design standards were such as to qualify as a collector street. He also felt the plan was premature because the amount of traffic does not require this type of road. Public Works Director Jones stated the standards for the frontage road were no greater than those for residential streets. Mr. Hoellworth felt his information was reliable and the Mayor suggested that Mr. Hoellworth contact his sources of information to have them get in touch with the Public Works Director in order to clarify the requirements. The Council discussed the design of the frontage road and the amount of right of way which would be required. Councilman Walton said the design might be an unreasonable burden on the property owner and he wished to consider the matter further, as there might be some reason for City participation in the cost. Councilman Hunnell moved that the proposal to establish a Specific Plan for Lower Sacramento Road be continued to the meeting of August 2, 1967. The motion was seconded by Councilman Walton and carried with Councilman Culbertson voting no, because he felt the design could be approved now and City participation considered at a later meeting.

PLANNING COMMISSION

BLDG SETBACK
LINE - LOWER
SACTO RD BTW
TURNER & SP R/W

The Planning Commission recommended establishing a building setback line of 80 feet from the street centerline on the east side of Lower Sacramento Road (formerly Main Street, Woodbridge) from Turner Road to the Southern Pacific right of way. On motion of Councilman Culbertson, Hunnell second, the matter was set for public hearing on August 2, 1967.

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OTHER PC
ACTIONS

The Planning Commission approved the request to amend an existing P-D Planned Development zone at the southwest corner of Lower Sacramento Road and Turner Road. This matter will be referred to the Council for final action after the Planning Commission has adopted the development criteria for the modified plan.

The Planning Commission also took the following actions of interest to the Council:

1. Denied the request for a change in zoning from the R-1 zone to the R-2 zone for certain lots in the Elmhaven Subdivision.
2. Denied the request for a change in zoning from the R-3 district to the C-2 district for an area at the southwest corner of Hutchins Street and Rimby Avenue.
3. Approved the request for a use permit for two billiard-pool tables in a proposed coffee shop beer bar at 222 South School Street subject to certain conditions.
4. Approved the Tentative Map of Oxford Manor Subdivision, a 3.75 acre tract located on the north side of the extension of Oxford Way between Allen Drive and Lower Sacramento Road subject to certain conditions.
5. Denied a request for a variance to reduce the required 20-foot driveway length to 10 feet at 910 North Grant Avenue.
6. Approve a request for a use permit for a flashing sign at 310 North California Street in the Tokay Shopping Center.
7. Denied a request for a variance to permit the encroachment of the required off-street parking space 20 feet into the required front yard on a parcel at 1800 Jackson Street.

COMMUNICATIONS

ABC LICENSE

Notice of Application for Alcoholic Beverage License, Original Application of Olive E. and Reginald A. Hook, New On Sale Beer, at the "Tailgate," 222 South School Street.

COX APPEAL

A letter was received from Robert D. Cox appealing the decision of the Planning Commission in denying his request for a variance to reduce the length of his driveway at 910 North Grant Avenue from 20 feet to 10 feet. On motion of Councilman Brown, Walton second, the appeal was set for public hearing on August 2, 1967.

RAY APPEAL

A letter was received from Maurice O. Ray, Jr., appealing the decision of the City Planning Commission in requiring an additional "stub" street as a condition of approval of the Tentative Map of Oxford Manor Subdivision. On motion of Councilman Walton, Hunnell second, the matter was set for public hearing on August 2, 1967.

COUNTY RE
ADVISORY
PLANNING
AGENCY

A letter was received from Mr. Carmen Perino, Chairman of the County Board of Supervisors enclosing a copy of his letter written to the Department of Housing and Urban Development requesting that the Department either:

1. Certify the Cities and County of San Joaquin Advisory Planning Association as the agency which can coordinate the programs of urban development in

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San Joaquin County, the Association adding thereto an additional County Supervisor who is elected by and represents the people within the corporate limits of the City of Stockton; or

2. Recognize the San Joaquin County Board of Supervisors as the area-wide agency to perform the planning required in order to participate in the HUD Grant Programs. In this event, the Board of Supervisors will invite the mayors, or their representatives, of the six incorporated cities in the County to join with the Board in coordinating such areawide planning.

A copy of the agreement and the by-laws for the Cities and County of San Joaquin Advisory Planning Association was also enclosed. The agreement has been executed by the County and all the cities within the County except the City of Stockton.

REPORTS OF THE CITY MANAGER

CLAIMS	Claims in the amount of \$258,185.17 were approved on motion of Councilman Hunnell, Culbertson second.
INSURANCE FOR CITY OFFICIALS	Mr. Graves reported that he had received a letter from the City Attorney stating that insurance could be purchased for City Officials in addition to coverage under State Compensation Insurance. Mr. Max Elson has quoted \$150 per year for ten persons for coverage of \$25,000 each. After discussion, it was moved by Councilman Culbertson, Walton second, that prior to establishing a policy, members of the Council and department heads be authorized to purchase up to \$75,000 of coverage while on City business and charge it to the City. Motion carried, with Councilman Hunnell voting no.
DELINQUENT ASSESSMENTS - E. LODI AVE. RES. NO. 3065	On motion of Councilman Culbertson, Hunnell second, the City Council adopted Resolution No. 3065 providing for the collection of delinquent assessments for street light construction in the East Lodi Avenue Street Lighting District by the County Tax Collector.
JOB SPECS - LIBRARY ASST. & ASST. POUND- MASTER RES. NO. 3066	On motion of Councilman Brown, Walton second, the City Council adopted Resolution No. 3066 adopting job specifications for Assistant Poundmaster with a salary range of \$447 - \$543 and revised specifications for Library Assistant with a salary range of \$447 - \$543.
SPECS - HAM LN STORM DRAIN & SANITARY SEWERS	Mr. Graves presented the plans and specifications for the Ham Lane Sanitary Sewer and Storm Drain Project. He then read the memorandum from the Director of Public Works which outlined the plans and work schedule for the ultimate improvement and signalization of the Ham Lane-Lodi Avenue intersection. The first project is the sanitary sewer and storm drain work, the second will be the widening of the intersection, and the third will be installation of traffic signals and street lights. Councilman Culbertson moved the adoption of the plans and specifications for the Ham Lane Storm Drain and Sanitary Sewer from Oak Street to Oak Street and authorized calling for bids thereon. The motion was seconded by Councilman Walton and carried by unanimous vote.

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SPECS - HAM
LANE-LODI AVE.
TRAFFIC
SIGNALS

The plans and specifications for traffic signals at the Ham Lane - Lodi Avenue intersection were then presented for Council consideration. Councilman Brown moved that the plans and specifications for the traffic signals be approved and advertising for bids authorized. The motion was seconded by Councilman Hunnell and carried by unanimous vote. Director of Public Works Jones said he would like the Council to make the awards on these projects on August 9.

R/W DEED -
NW CORNER OF
HAM & LODI AVE.

City Attorney Mullen stated that negotiations had been completed with Cecil Harp for right of way at the north-west corner of Lodi Avenue and Ham Lane and that the City was to pay \$8,995 in exchange for the right of way. Out of this amount \$1,775 will be deducted to cover the cost of curb, gutter and sidewalk on Lodi Avenue and sidewalk on Ham Lane. The property owner is to remove the house within 90 days of acceptance of the deed at no cost to the City. On motion of Councilman Walton, Brown second, the deed from Cecil Harp was accepted in accordance with the terms outlined by unanimous vote of the Council.

CROSSWALK -
ACROSS CHEROKEE
AT LOCKEFORD ST.

RES. NO. 3067

Mr. Graves reported that the Safety Council had requested the installation of a crosswalk across Cherokee Lane on the north side of Lockeford Street, primarily to serve children walking to Lawrence School. The Director of Public Works has recommended that the work be authorized. On motion of Councilman Brown, Walton second, the City Council adopted Resolution No. 3067 establishing a pedestrian crosswalk across Cherokee Lane on the north side of Lockeford Street as recommended.

CROSSWALK -
WEST CAMPUS TO
ZION REFORMED
CHURCH

RES. NO. 3068

The Lodi Unified School District has requested a crosswalk across Pacific Avenue at the District's southerly bus entrance at the West Campus in order to provide a crossing for students who will be attending classes in some of the classrooms at the Zion Reformed Church. The Director of Public Works has recommended that this crosswalk be established in order to provide safe pedestrian access. On motion of Councilman Walton, Brown second, the City Council adopted Resolution No. 3068 establishing a crosswalk across Pacific Avenue as requested.

EASEMENT
ABANDONMENT

RES. NO. 3069

Mr. Spencer Christensen, 1739 Edgewood Drive, has requested the abandonment of an anchor easement on his property and has provided the City with an alternative easement so that the anchor can be relocated. Mr. Christensen has paid the City for the cost of relocating the power pole and abandonment of the easement. On motion of Councilman Walton, Brown second, the City Council adopted Resolution No. 3069 stating the City's intention of abandoning the easement at 1739 Edgewood Drive, being an easement at the southeast corner of Lot 117, Lakewood Subdivision No. 3, and setting public hearing thereon for August 16, 1967.

ORDINANCES

1967-68
OPERATING
BUDGET

ORD. NO. 843
ADOPTED

ORDINANCE NO. 843, entitled "ADOPTING AN OPERATING BUDGET FOR THE SUPPORT OF THE VARIOUS DEPARTMENTS OF THE CITY OF LODI FOR THE FISCAL YEAR BEGINNING JULY 1, 1967 AND ENDING JUNE 30, 1968," having been introduced at the regular meeting of July 5, 1967, was brought up for passage on motion of Councilman Culbertson, Walton second. Second reading was omitted after reading by

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title, and the ordinance was passed, adopted and ordered to print by the following vote:

Ayes: Councilmen - BROWN, CULBERTSON, HUNNELL,
WALTON and KIRSTEN

Noes: Councilmen - None

Absent: Councilmen - None

TENTATIVE MAP
PROCEDURE

ORD. NO. 844
ADOPTED

ORDINANCE NO. 844, entitled "AN ORDINANCE AMENDING SECTION 22-4(c) OF THE CODE OF THE CITY OF LODI AND THEREBY CHANGING THE PROCEDURE FOR TENTATIVE MAPS," having been introduced at the regular meeting of July 5, 1967, was brought up for passage on motion of Councilman Hunnell, Brown second. Second reading was omitted after reading by title, and the ordinance was passed, adopted, and ordered to print by the following vote:

Ayes: Councilmen - BROWN, CULBERTSON, HUNNELL,
WALTON and KIRSTEN

Noes: Councilmen - None

Absent: Councilmen - None

REPORTS OF THE CITY MANAGER (continued)

SUBDIVISION
HANDBOOK

Mr. Graves presented each member of the Council with a copy of the "Subdivision Handbook," prepared by the Department of Public Works, which will be of value to developers in following the procedure for processing subdivisions.

RECESS

The Mayor declared a five-minute recess and the Council reconvened at 10:25 p.m.

UTILITY AND
CAPITAL OUTLAY
BUDGETS

ORD. NO. 846
INTRODUCED

The Council reviewed the Capital Outlay and Utility Outlay budgets for 1967-68 as presented by the City Manager. In discussing the Utility Outlay Budget, Mr. Graves stated that it would be necessary for the City to convert to a 69 kv system and he recommended the transfer of \$600,000 to the Utility Outlay Reserve for this purpose. This would bring the total for the Utility Outlay to \$929,140. On motion of Councilman Hunnell, Walton second, the City Council approved the Capital Outlay and utility Outlay budgets as presented. Councilman Walton then moved the introduction of Ordinance No. 846 adopting the 1967-68 Utility and Capital Outlay Budget and transferring \$929,140 to the Utility Outlay Reserve and \$592,376 to the Capital Outlay Reserve. The motion was seconded by Councilman Brown and carried by unanimous vote.

PSB CHANGE
ORDER NO. 17

Mr. Graves presented Change Order No. 17 for the Public Safety Building consisting of the addition of vinyl floor and rubber base in one room and wood base in two rooms for a total cost of \$162.84. On motion of Councilman Brown, Culbertson second, the City Council approved Change Order No. 17.

BUREAU OF
RECLAMATION-
PG&E INTERTIE
CONTRACT

Mr. Graves said he has received considerable information concerning the intertie contract to be signed between the U. S. Bureau of Reclamation and the Pacific Gas and Electric Company. From comments he has received from Washington D. C. and consulting engineers for the City of Santa Clara, the contract appears to freeze out cities that are not customers of the Bureau since it

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gives the PG&E veto power so that such cities could not get power from other sources without PG&E approval. Secretary of the Interior Udall had been scheduled to sign the contract the end of this week; however, after contacting representatives in Washington to request a postponement, word has been received that the signing will be delayed until the first part of next week, so that a meeting can be held before the contract is signed. Mr. Graves said that the cities of Santa Clara, Redding and Ukiah would be represented at this meeting in Washington and requested authorization for himself and the Mayor to attend. Councilman Culbertson moved that the City Manager and as many members of the Council who could go be authorized to attend the meeting. The motion was seconded by Councilman Brown and carried.

**SALARY INCREASE
FOR CITY CLERK &
CITY ATTORNEY**

**RES. NOS. 3070
& 3071**

The Council then went into Executive Session for about ten minutes and after reconvening Councilman Culbertson, Hunnell second, moved that the City Clerk's salary be increased \$25 per month effective July 1, 1967, by the adoption of Resolution No. 3070. Motion carried. Councilman Brown then moved that the City Attorney's salary be increased \$100 per month effective July 1, 1967, by the adoption of Resolution No. 3071. The motion was seconded by Councilman Walton and carried.

ADJOURNMENT

The Council adjourned at approximately 12:15 a.m. on motion of Councilman Brown.


Attest: BEATRICE GARIBALDI
City Clerk